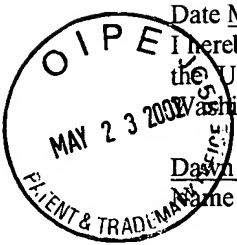


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Part I of II
3738



Date May 23, 2002 Label No. EV074199615US

I hereby certify that, on the date indicated above, I deposited this paper with identified attachments and/or fee with the U.S. Postal Service and that it was addressed for delivery to the Assistant Commissioner for Patents, Washington, DC 20231 by "Express Mail Post Office to Addressee" service.

Dawn M. Berry
Name (Print)

Dawn M. Berry
Signature

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TECHNOLOGY CENTER R3700

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: ROSENGART)
Application No.: 10/060,958) Group Art Unit: 3738
Filed: January 30, 2002) Examiner: Unassigned

RECEIVED
JUN - 5 2002

For: METHOD AND APPARATUS FOR PERFORMING AN ANASTAMOSIS

INFORMATION DISCLOSURE STATEMENT
PURSUANT TO 37 CFR 1.97(b)

Assistant Commissioner for Patents
Washington, D.C. 20231

May 23, 2002

Sir:

The attention of the Patent and Trademark Office (PTO) is hereby directed to the documents listed on the attached Form PTO-1449. This Information Disclosure Statement is being submitted after expiration of the three-month period following filing of the above-captioned application, but before and final Office Action or Notice of Allowance.

The above information is presented so that the PTO can, in the first instance, determine any materiality thereof to the claimed invention. See 37 CFR 1.104(a) and 1.106(b) concerning the PTO duty to consider and use any such information. It is respectfully requested that the information be expressly considered during the prosecution of this application, and that the document cited in the attached Form PTO-1449 be made of record therein and appear on the first page of any patent to issue therefrom.

Information Disclosure Statement
U.S. Patent Application No. 10/060,958

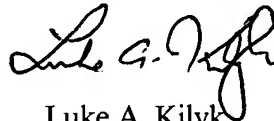
Should a first Office Action cross in the mail with the filing of this Information Disclosure statement, then applicants respectfully petition under 37 C.F.R. § 1.97(d) to consider the documents set forth in the Information Disclosure Statement.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that the listed document is material or constitutes "prior art." If the Examiner applies the document as prior art against any claim in this application and applicant determines that the cited document does not constitute "prior art" under United States law, applicant reserves the right to present to the office the relevant facts and law regarding the appropriate status of the document.

Applicant further reserves the right to take appropriate action to establish the patentability of the disclosed invention over the listed document, should the document be applied against the claims of the present application.

It is believed that no fee is required to make this a complete and timely filing. However, if it is determined that a petition or fee is required, the Commissioner is hereby authorized to charge any fee associated with this statement to our Deposit Account No. 50-0925 and please consider this a petition.

Respectfully submitted,



Luke A. Kilyk
Reg. No. 33,251

Atty. Docket No. 3183-001-01
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